

DEC 18 2006

Patent

U.S. Appl. Ser. No.: 10/054,638  
Reply to Office Action of October 3, 2005**Remarks**

The applicant herein responds to the Non Final Office Action mailed October 3, 2005, and the subsequent Notice of Non-Compliant Amendment mailed June 19, 2006.

The June 19, 2006, Notice of Non-Complaint Amendment set a one-month Shortened Statutory Period of until July 19, 2006, for submission of a corrected responsive communication. Extensions are allowed under 37 C.F.R. §1.136(a) since the Office Action mailed October 3, 2005, was a non-final rejection. Applicant's response is thus timely submitted in view of the 5 month petition for extension until December 19, 2006.

The applicant submits the following papers with this transmission: 1) Facsimile Cover Sheet; 2) Certificate of Transmission under 37 CFR 1.8 (PTO/SB/97); 3) Transmittal Form (PTO/SB/21); 4) a Petition for a Five Month Extension of Time (PTO/SB/22); and 5) the "Listing of the Claims" section corrected from the applicant's response submitted April 3, 2006. The applicant inadvertent misidentified claim 46 as "previously presented" when the claim is actually being amended herein.

**Summary**

The applicant respectfully requests reconsideration of the pending claims in view of the amendments and remarks presented herein. The applicants believe that the amendments and remarks presented overcome all of the Examiner's stated arguments and concerns. Should the Examiner have any questions concerning this application, he is invited to contact the undersigned.

Respectfully submitted,

Date: 18 DEC 2006By: Thomas J. Bordner

Thomas J. Bordner, Esq.  
Reg. No 47,436  
sanofi pasteur, Inc.  
One Discovery Drive  
Swiftwater, PA 18370  
Telephone: (570) 895-3036  
Facsimile: (570) 895-2702